

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
January 17, 2006**

The Connecticut Medical Examining Board held a meeting on Tuesday, January 17, 2006 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Robert Fuller, MD
Harold Hebb
Velandy Manohar, MD
Regina Stankaitis
C. Steven Wolf, MD
Mary L. Warner, PA-C

BOARD MEMBERS ABSENT

David M. Goldenberg, MD
Alfred Herzog, MD
Pamela A. Nole
George Terranova, MD

Dr. O'Neill called the meeting to order at 1:33 p.m.

I. MINUTES

The draft minutes of the December 20, 2005 meeting were reviewed.

Dr. O'Neill made a motion, seconded by Dr. Bridburg to approve the minutes. The motion passed with all in favor except Dr. Fuller who abstained.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Monthly tracking of pending cases.
2. Hearing assignments.
3. Federation of State Medical Board (FSMB) – Annual meeting reminder.
4. New England Journal of Medicine article dated December 22, 2005 – Disciplinary Action by Medical Boards and Prior Behavior in Medical School.

III. INFORMATION UPDATES

A. Department of Public Health

Donna Brewer, Section Chief, Public Health Hearing Office, DPH reported that a meeting with representatives of the Connecticut State Medical Society to discuss the penalty guidelines is scheduled for January 31, 2006.

An orientation meeting for new DPH Board/Commission Members is scheduled for Wednesday, January 25, 2006 at the Legislative Office Building. All veteran Boards members are also welcome to attend.

B. Connecticut State Medical Society

None

IV. NEW BUSINESS

A. Oral Argument Proposed Memorandum of Decision

Ashok Shah, MD - Petition No. 2004-0610-001-131

Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board. Staff Attorney Matthew Antonetti was present for the Department of Public Health. Attorney Maureen Dinnan was present with Dr. Shah.

The Board heard argument from Attorney Antonetti and Attorney Dinnan regarding the proposed Memorandum of Decision as well as a Department of Public Health motion to modify the proposed decision.

Dr. Bridburg, Ms. Warner and Ms. Doremus provided a synopsis of the hearing panel's findings and recommendations.

Dr. Manohar made a motion seconded by Dr. Fuller to modify the proposed decision by adding a requirement for no solo practice; that respondent provide a copy of the decision to any and all employers and that respondent's employer provide reports to the Department of Public Health. The motion passed with all in favor except Ms. Stankaitis who abstained and Mr. Hebb who recused himself.

Dr. Bridburg made a motion, seconded by Dr. Manohar, to adopt the decision as modified and to authorize Dr. O'Neill to sign the Order when revised. The motion passed with Dr. O'Neill, Dr. Manohar, Dr. Bridburg, Ms. Warner and Ms. Doremus voting in favor of the motion. Dr. Fuller, Dr. Wolf and Ms. Stankaitis were opposed and, Mr. Hebb recused himself.

B. Oral Argument Proposed Memorandum of Decision

Sushil Gupta, MD - Petition No. 2005-0502-001-115

Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board. Staff Attorney David Tilles was present for the Department of Public Health. Attorney Hugh Keefe was present with Dr. Gupta.

The Board heard argument from Attorney Tilles and Attorney Keefe regarding the proposed Memorandum of Decision as well as requests to modify the proposed decision filed by the Department and respondent.

Dr. Bridburg and Mr. Hebb provided a synopsis of the hearing panel's findings and recommendations. During discussion Dr. Wolf and Dr. O'Neill spoke in opposition to the proposed decision that would suspend respondent's license and impose a civil penalty.

Dr. Wolf made a motion seconded by Dr. Fuller to reject the decision as written. The motion passed with all in favor except Mr. Hebb who was opposed and Ms. Warner who recused herself.

Dr. Wolf made a motion, seconded by Dr. Bridburg, to modify the proposed decision by ordering the revocation of respondent's license and to authorize Dr. O'Neill to sign the Order when revised. The motion passed with all in favor except Dr. Manohar who was opposed, Mr. Hebb who abstained and Ms. Warner who recused herself.

During the above discussion Dr. Bridburg reported that on or about the end of December 2005 he received, by U. S. mail, an envelope sent to him by respondent. Dr. Bridburg stated he did not open the envelope. Dr. Bridburg commented that whereas he feels it was inappropriate for Dr. Gupta to attempt communicate with him, this fact did not influence his decision in this matter. Attorney Keefe expressed his exception to Dr. Bridburg raising this issue.

V. LEGAL OFFICE BUSINESS

A. Consent Order – William Fischer, MD – Petition No. 2005-0722-001-190

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of William Fischer, MD. Dr. Fischer was not present or represented.

Dr. Fuller made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

B. Consent Order – William Silberberg, MD – Petition No. 2005-0110-001-013

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of William Silberberg, MD. Dr. Silberberg was not present or represented.

Dr. Fuller made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

C. Consent Order – Jorge Elias, MD – Petition No. 2004-0517-001-106

David Tilles, Staff Attorney, Department of Public Health presented a Consent Order in the matter of Jorge Elias, MD. Dr. Elias was present with Attorney Bryan LeClerc.

Ms. Warner made a motion, seconded by Ms. Stankaitis, to approve the Consent Order. The motion passed with all in favor except Dr. Manohar who abstained. Dr. O'Neill signed the Order.

VI. ASSIGN HEARING PANELISTS

A. Daniel Gotschall, MD – Petition No. 2004-0825-001-185

Mr. Hebb offered to chair the hearing panel in this matter. The Board Liaison will coordinate the scheduling of hearing dates.

VII. TIME EXTENSIONS

Ms. Warner moved and Ms. Doremus seconded to approve the 120-day extensions in the following cases: The motion passed unanimously.

Joel Allen, MD – Hearing dates are scheduled from March to September 2006

David Katz, MD – Hearing Scheduled for February 6, 2006.

M. Albin (unlicensed) – Fact-finding scheduled for February 3, 2006

J. Mershon (unlicensed) – Fact-finding scheduled for February 3, 2006

R. Zborowski, DDS – Hearing date to be scheduled.

VIII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:35 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
March 21, 2006

The Connecticut Medical Examining Board held a meeting on Tuesday, March 21, 2006 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Robert Fuller, MD
David M. Goldenberg, MD
Harold Hebb
Velandy Manohar, MD
Pamela A. Nole
Regina Stankaitis
George Terranova, MD
C. Steven Wolf, MD

BOARD MEMBERS ABSENT

None

Dr. O'Neill called the meeting to order at 1:30 p.m.

I. MINUTES

The draft minutes of the January 17, 2006 meeting were reviewed.

Dr. O'Neill made a motion, seconded by Dr. Wolf to approve the minutes. The motion passed with all in favor except Ms. Nole and Dr. Goldenberg who abstained.

Dr. Fuller arrived at 1:31 p.m.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Monthly tracking of pending cases.
2. Hearing assignments.
3. Federation of State Medical Board (FSMB) – NewsLine.
4. Federation of State Medical Board (FSMB) – Post Licensure Assessment Centers
5. American College of Physicians article titled – Problem Doctors: Is There a System-Level Solution?
6. Journal of Medical Licensure and Discipline article titled – Substance-Impaired Physicians: Treating Doctors and Protecting Patients
7. Administrative Appeal filed by Sushil Gupta, MD
8. Administrative Appeal filed by Kenneth Kurs, MD
9. Resignation of Board members, Mary Warner, PA-C and Alfred Herzog, MD.

III. INFORMATION UPDATES

- A. Department of Public Health
None

B. Connecticut State Medical Society

Michele Norbeck reported that discussions have been held between representatives of the Medical Society, the Department of Public Health, the Assistant Attorney General and Dr. O'Neill regarding the penalty guidelines. Further discussions are planned.

The Department of Public Health and the Medical Society have also held meetings concerning enhancements to the Physician Health Program (PHP). The department has submitted proposed revisions to the existing protocols for physician impairment matters. The medical society plans to have the proposal reviewed by the PHP, the Physician Health Committee and then the societies leadership. Ms. Norbeck provided the following statistics pertaining to PHP matters:

During the period 1994-2005, the total number of referrals made to the PHP was 249.

- 89 of those cases were closed with the concurrence of the DPH, with no finding of impairment that rendered the individual not able to practice with skill and safety.
- 30 referrals were of non-CT licensed physicians
- A total of 68 cases were referred to DPH; (52 with no ongoing PHP involvement and 16 with ongoing PHP involvement/monitoring.)
- 55 cases were actively being monitored by the PHP at end of 2005
- 3 cases were in evaluation
- 3 cases PHP recommended closure and waiting for DPH response.

Ms. Norbeck also reported that the Medical Society is in support of House Bill 5718 "An Act Concerning a Professional Assistance Program for Health Care Professionals" that has been raised during the current legislative session.

C. Legislative

Karen Buckley-Bates, Department of Public Health Office, Office of Government Relations reported that the Department is tracking a number of proposed bills including changes to physician assistant supervision; hospital acquired infections; podiatric scope of practice, and nurse midwife scope of practice and licensure. Ms. Buckley-Bates commented that the Department is not opposed to the concept of House Bill 5718 but does oppose aspects of the proposed language.

IV. NEW BUSINESS

A. Review of Residency Equivalency – Sandra Iragorri, MD

Maritsa Morales, Licensing and Applications Specialist, Department of Public Health presented information for the Board to review to determine if Dr. Iragorri's education and training are equivalent to 2 years of ACGME accredited residency training.

Dr. Terranova made a motion, seconded by Dr. Manohar, to accept Dr. Iragorri's education and training as being equivalent to the two year ACGME accredited training requirement. The motion passed with all in favor except Dr. Wolf who abstained.

B. Proposed Memorandum of Decision – Muna Mian, MD - Petition No. 2004-0712-001-149

Dr. Wolf provided a synopsis of the hearing panel's findings and recommendations for dismissal of this case.

Dr. Bridburg made a motion seconded by Dr. Terranova to adopt the decision as written. The motion passed unanimously. Dr. O'Neill signed the decision.

C. Proposed Memorandum of Decision – Victor Martin, MD - Petition No. 2004-0817-001-180

Dr. Terranova and Ms. Stankaitis provided a synopsis of the hearing panel's findings and recommendations for dismissal of this case.

Dr. Manohar made a motion seconded by Dr. Wolf to adopt the decision as written. The motion passed unanimously. Dr. O'Neill signed the decision.

V. OLD BUSINESS

Randy Hassen, MD – Request to reinstate revoked license.

Dr. Hassen was present without representation. Staff Attorney David Tilles was present on behalf of the Department of Public Health. Assistant Attorney General Henry Salton was present to provide advice to the Board regarding the reinstatement process for a revoked license.

The Board heard comments from Dr. Hassen and Attorney Tilles and reviewed documentation submitted by Dr. Hassen. Dr. Terranova made a motion, seconded by Dr. Wolf, to have Dr. Manohar and Dr. Bridburg hold a hearing to further explore Dr. Hassen's request for licensure reinstatement and to determine conditions for reinstatement if appropriate.

The motion passed unanimously

VI. LEGAL OFFICE BUSINESS

A. Consent Order – Harry Brown, MD – Petition No. 2005-0916-001-231

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Harry Brown, MD. Dr. Brown was present without representation.

Dr. Bridburg made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed with all in favor except Ms. Doremus who was opposed. Dr. O'Neill signed the Order.

B. Consent Order Modification – John Naulty, MD – Petition No. 2005-0223-001-058

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of John Naulty, MD. Dr. Naulty was present with Attorney Maureen Dinnan.

Dr. Manohar made a motion, seconded by Ms. Nole, to approve the Consent Order modification. The motion passed with all in favor except Dr. Bridburg who abstained. Dr. O'Neill signed the Order.

C. Consent Order – William Silberberg, MD – Petition No. 2005-0110-001-013

Stanley Peck, Chief, Legal Office, Department of Public Health presented a modification of Consent Order in the matter of William Silberberg, MD. Dr. Silberberg was not present or represented.

Dr. Fuller made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

D. Consent Order – Hossein Samai, MD – Petition No. 2005-0207-001-039

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Hossein Samai, MD. Dr. Samai was not present or represented.

Dr. Goldenberg made a motion, seconded by Mr. Hebb, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

E. Consent Order – Kenneth Lippman, MD – Petition No. 2004-0630-001-142

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Kenneth Lippman, MD. Attorney Colon Baron was present on behalf of Dr. Lippman.

Following extensive review and discussion Dr. Bridburg made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed with all in favor except Dr. Terranova and Ms. Stankaitis who were opposed. Dr. O'Neill signed the Order.

F. Consent Order – Linda Crabbe, MD – Petition No. 2004-0122-001-019

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Consent Order in the matter of Linda Crabbe, MD. Attorney Paul Nowosadko was present on behalf of Dr. Crabbe.

Ms. Nole made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed with Ms. Nole, Dr. Manohar, Mr. Hebb, Ms. Stankaitis, Dr. Terranova and Dr. O'Neill voting in favor. Dr. Bridburg, Dr. Fuller, Dr. Goldenberg and Ms. Doremus were opposed. Dr. Wolf recused himself from the discussion and vote. Dr. O'Neill signed the Order.

G. Consent Order – Charles Guglin, MD – Petition No. 2004-0109-001-008

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Consent Order in the matter of Charles Guglin, MD. Dr. Guglin was not present or represented.

Ms. Nole made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed with all in favor except Dr. Fuller, Ms. Stankaitis and Dr. Wolf who were opposed. Mr. Hebb recused himself from the discussion and vote. Dr. O’Neill signed the Order.

H. Consent Order – Daniel Hechtman, MD – Petition No. 2005-0503-001-117

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Consent Order in the matter of Daniel Hechtman, MD. Neither Dr. Hechtman nor his attorney was present. Assistant Attorney General Henry Salton recused himself from providing advice to the Board in this matter.

Dr. Goldenberg, Dr. Wolf, Ms. Doremus, and Dr. Manohar spoke in opposition to the proposed Consent Order. Dr. Manohar and Dr. Terranova commented that a period of license suspension might be more appropriate. Dr. Fuller commented that continuing medical education, in addition to the ATLS that has already been completed, is necessary.

Dr. Goldenberg made a motion, seconded by Dr. Terranova, to reject the Consent Order as proposed. The motion passed with all in favor except Dr. O’Neill who was opposed. The Board recommends that, in addition to the requirements proposed in the Consent Order, there be a period of suspension of at least three to four months and continuing medical education covering the topics of abandonment and ethics.

I. Consent Order – Bruce Schoolcraft, DO – Petition No. 2005-1104-001-260

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Consent Order in the matter of Bruce Schoolcraft, DO. Attorney Maureen Dinnan was present on behalf of Dr. Schoolcraft. Dr. Bridburg made a motion, seconded by Dr. Terranova, to approve the Consent Order. The motion passed unanimously. Dr. O’Neill signed the Order.

J. Consent Order – Albert Hebert, Jr., MD – Petition No. 2004-0113-001-016

David Tilles, Staff Attorney, Department of Public Health presented a Consent Order in the matter of Albert Hebert, Jr., MD. Attorney Maureen Dinnan was present on behalf of Dr. Hebert.

Dr. Fuller made a motion, seconded by Mr. Hebb, to approve the Consent Order. The motion passed with all in favor except Dr. Terranova who abstained. Dr. O’Neill signed the Order.

VII. ASSIGN HEARING PANELISTS

A. Bernard Raxlen, MD – Petition No. 2003-0416-001-089

Dr. Bridburg and Ms. Stankaitis have been assigned to the hearing panel in this matter. The Board Liaison will coordinate the scheduling of hearing dates.

VIII. TIME EXTENSIONS

Dr. O’Neill moved and Dr. Goldenberg seconded to approve the 120-day extensions in the following cases: The motion passed unanimously.

S. Balint, MD –Hearing scheduled for May 16, 2006

T. Horbal, MD – Memorandum of Decision being drafted.

IX. ADJOURNMENT

As there was no further business, the meeting was adjourned at 4:05 p.m.

Respectfully submitted,

Dennis G. O’Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
April 18, 2006**

The Connecticut Medical Examining Board held a meeting on Tuesday, April 18, 2006 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
David M. Goldenberg, MD
Harold Hebb
Velandy Manohar, MD
Pamela A. Nole
Regina Stankaitis
George Terranova, MD

BOARD MEMBERS ABSENT

Robert Fuller, MD
C. Steven Wolf, MD

Dr. O'Neill called the meeting to order at 1:31 p.m.

I. MINUTES

The draft minutes of the March 21, 2006 meeting were reviewed.

Dr. O'Neill made a motion, seconded by Ms. Nole to approve the minutes. The motion passed unanimously.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Monthly tracking of pending cases.
2. Hearing assignments.
3. Federation of State Medical Board (FSMB) – Briefing paper on physician accountability.
4. Memorandum from Assistant Attorney General Richard Lynch regarding the appeal of Sushil Gupta, MD

III. INFORMATION UPDATES

A. Department of Public Health

None

B. Connecticut State Medical Society

None

IV. NEW BUSINESS

A. Connecticut State Medical Society – Physician Health Program

Douglas Gibson, MD, Medical Director and Michele Norbeck, Director provided an overview of the Connecticut State Medical Society (CSMS) Physician Health Program (PHP). It was explained how referrals to the PHP are received and the process by which candidates are initially interviewed and referred for evaluation. A CSMS committee then reviews the evaluator's treatment/monitoring recommendations. The current protocol between the CSMS and the Department of Public Health and Confidential Consent Orders were also discussed, including the process that is followed for practitioners who are in violation of confidential orders.

Dr. Gibson stated that the CSMS is currently holding informational meetings about the PHP at Connecticut Hospitals. He commented that as of April 18, only four physicians have been referred to the PHP during 2006. There have been more referrals from other professions such as dentists, nurses, veterinarians and physician assistants.

House Bill 5718, which would establish a program for impaired health care professionals, was mentioned with reference to ongoing discussions raised by the Department of Public Health concerning the proposed legislation.

B. Proposed Memorandum of Decision – Christian Ertl, MD - Petition No. 2003-1030-001-244

Dr. Goldenberg and Ms. Doremus provided a synopsis of the hearing panel's findings and recommendations for dismissal of this case.

Dr. Bridburg made a motion seconded by Dr. Manohar to adopt the decision as written. The motion passed with all in favor except Ms. Noel who recused herself. Dr. O'Neill signed the decision.

The Board noted a recent pattern of dismissal in cases involving medical practice. It has been found during hearings that Department of Public Health (DPH) experts have not been credible and/or that the DPH did not have all necessary information/records at the time of consultant review. Stanley Peck, Section Chief, Legal Office, commented that the Department is taking steps to resolve these issues.

C. Respondent Motion to Dismiss Statement of Charges – Bernard Raxlen, MD

Attorney Heidi Cilano was present on behalf of Dr. Raxlen. Staff Attorney David Tilles was present on behalf of the Department of Public Health. Assistant Attorney General Ralph Urban provided counsel to the Board. The Board heard argument from Attorney Cilano and Attorney Tilles pertaining to a motion to dismiss a Statement of Charges in the matter of Bernard Raxlen, MD - Petition No. 2003-0416-001-089.

Following oral argument and advice from the Assistant Attorney General. Dr. Terranova made a motion, seconded by Mr. Hebb that respondent's motion to dismiss be denied. The motion passed unanimously.

The Board Liaison will coordinate the scheduling of a hearing in this matter. Dr. Bridburg and Ms. Stankaitis have been assigned to the hearing panel in this matter. Dr. Bridburg will chair the hearing panel.

V. LEGAL OFFICE BUSINESS

A. Consent Order – Ronald Gross, MD – Petition No. 2005-0531-001-143

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Ronald Gross, MD. Neither Dr. Gross nor his attorney was present.

Dr. Bridburg made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed with all in favor except Ms. Stankaitis and Dr. Terranova who were opposed. Dr. O'Neill signed the Order.

B. Consent Order – James Ciarcia, MD – Petition No. 2004-1112-001-255

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of James Ciarcia, MD. Dr. Ciarcia was not present or represented.

Dr. Bridburg made a motion, seconded by Ms. Nole, to approve the Consent Order. The motion passed unanimously. Dr. O’Neill signed the Order.

VI. TIME EXTENSIONS

Dr. O’Neill moved and Dr. Goldenberg seconded to approve the 120-day extensions in the following cases: The motion passed unanimously.

C. Jones, MD – Second hearing date scheduled for May 25, 2006

A. Campo, MD – Memorandum of Decision being drafted.

VII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:05 p.m.

Respectfully submitted,

Dennis G. O’Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
May 16, 2006**

The Connecticut Medical Examining Board held a meeting on Tuesday, May 16, 2006 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Robert Fuller, MD
Steven Hanks, MD
Harold Hebb
Velandy Manohar, MD
C. Steven Wolf, MD

BOARD MEMBERS ABSENT

David M. Goldenberg, MD
Pamela A. Nole
Regina Stankaitis
George Terranova, MD

Dr. O'Neill called the meeting to order at 1:32 p.m.

Dr. Hanks was welcomed to his first meeting as a member of the Board.

I. MINUTES

The draft minutes of the April 18, 2006 meeting were reviewed. Dr. O'Neill made a motion, seconded by Dr. Bridburg to approve the minutes as edited. The motion passed with all in favor except Dr. Hanks who abstained.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Monthly tracking of pending cases.
2. Hearing assignments.
3. Federation of State Medical Board (FSMB) – Newsletter and updates.
4. National Board of Medical Examiners (NBME) survey
5. Quarterly Investigations Update
6. Letter from Gary Price, MD, Connecticut State Medical Society
7. Letter from Michael Janiszewski, MD re: Laser Hair Removal
(to be referred to the Assistant Attorney General for response)
8. Public Citizen News Release

Ms. Doremus reported on her attendance at the FSMB annual meeting.

III. INFORMATION UPDATES

A. Department of Public Health

Jennifer Filippone, Section Chief, Office of Practitioner Licensing and Investigation also reported on the FSMB annual meeting.

B. Connecticut State Medical Society

Michele Norbeck reported that Public Act 06-110, an act clarifying the definition of physician assistant supervision, has been sent to the Governor for signature.

C. Legislative

Karen Buckley-Bates, Office of Government Relations, Department of Public Health reported on keys pieces of legislation from this past legislative session.

House Bill 5718 - An Act Concerning a Professional Assistance Program for Health Care Professionals, which was of particular interest to the Board, did not pass.

IV. NEW BUSINESS

A. Proposed Memorandum of Decision

Terrence Horbal, MD - Petition No. 2004-0610-001-130

Dr. Manohar and Dr. Bridburg, hearing panelists in this matter provided a synopsis of the hearing panel's findings and recommendations.

Dr. Bridburg made a motion seconded by Dr. Fuller to adopt the decision as written. The motion passed with all in favor except Dr. O'Neill and Mr. Hebb who recused themselves from voting.

Dr. O'Neill signed the decision.

V. LEGAL OFFICE BUSINESS

A. Consent Order – Steven Balint, MD – Petition No. 2005-0919-001-233

Matthew Antonetti, Principal Attorney, Legal Office, Department of Public Health presented a Consent Order in the matter of Steven Balint, MD. Attorney Michael Neubert was present on behalf of Dr. Balint.

Dr. O'Neill made a motion, seconded by Dr. Fuller, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

The Board recommends that, at such time as Dr. Balint informs the Department of his desire to return to the practice of medicine in Connecticut, the Department obtain all relevant records to assess Dr. Balint's mental health and substance abuse rehabilitation status.

Dr. Fuller left the meeting at 2:40 p.m.

B. Consent Order – Fred Vohr, MD – Petition No. 2006-0208-001-027

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Fred Vohr, MD. Dr. Vohr was not present or represented.

Dr. Manohar made a motion, seconded by Dr. Wolf, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

C. Consent Order – Gregory Acampora, MD – Petition No. 2004-1201-001-273

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order Modification in the matter of Gregory Acampora, MD. Dr. Acampora was present but not represented. Dr. Wolf made a motion, seconded by Dr. Bridburg, to approve the Consent Order Modification. The motion passed unanimously. Dr. O'Neill signed the Order.

D. Department of Public Health Motion to Withdraw Statement of Charges

Robert Zborowski, DDS – Petition No. 2002-0109-000-002

David Tilles, Staff Attorney, Legal Office, Department of Public Health presented a Motion to Withdraw Statement of Charges in the matter of Robert Zborowski, DDS. Neither Dr. Zborowski nor his attorney was present.

The Department's position is that since the dental practice act was revised pursuant to Public Act 05-213, respondent has not performed the procedures that were the subject of the Statement of Charges. Dr. Bridburg made a motion, seconded by Dr. Manohar, to approve the Motion to Withdraw Statement of Charges. The motion passed unanimously. Dr. O'Neill signed the Order. The Board recommends that the Department review Dr. Zborowski's activities from time to time to ensure his compliance with the statutes.

VI. ASSIGN HEARING PANEL

Jeremy August, MD – Petition No. 2004-0801-001-178

Dr. O'Neill will chair the hearing panel in this matter. The Board Liaison will coordinate the scheduling of hearing dates.

VII. TIME EXTENSIONS

Dr. O'Neill moved and Dr. Manohar seconded to approve the 120-day extensions in the following cases: The motion passed unanimously.

M. Albini – Draft Memorandum of Decision being reviewed by the Assistant Attorney General.

J. Allen – Hearing scheduled for June 20, 2006.

C. Jones, MD – Second hearing date scheduled for May 25, 2006.

D. Katz, MD - Draft Memorandum of Decision being reviewed by the Assistant Attorney General.

J. Mershon – Draft Memorandum of Decision being reviewed by the Assistant Attorney General.

S. Shah – Hearing scheduled for June 20, 2006.

VIII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:10 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
June 20, 2006**

The Connecticut Medical Examining Board held a meeting on Tuesday, June 20, 2006 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Robert Fuller, MD
David M. Goldenberg, MD
Steven Hanks, MD
Harold Hebb
Velandy Manohar, MD
Regina Stankaitis
George Terranova, MD
C. Steven Wolf, MD

BOARD MEMBERS ABSENT

Pamela A. Nole

Dr. O'Neill called the meeting to order at 1:31 p.m.

I. MINUTES

The draft minutes of the May 16, 2006 meeting were reviewed. Dr. O'Neill made a motion, seconded by Ms. Stankaitis to approve the minutes. The motion passed with all in favor except Dr. Goldenberg who abstained.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Monthly tracking of pending cases.
2. Hearing assignments.

III. INFORMATION UPDATES

A. Department of Public Health

None

B. Connecticut State Medical Society

Michele Norbeck reported that the Medical Society and representatives of the Department of Public Health and the Assistant Attorney General recently met to discuss the Penalty Guidelines. Progress is being made on resolving issues.

Ms. Norbeck reported that there were also discussions with the Department concerning medical assistants and the delegation of tasks to unlicensed individuals.

IV. NEW BUSINESS

A. Proposed Memorandum of Decision
Alfonse Campo, MD - Petition No. 2003-0804-001-180

Dr. Terranova, who chaired the hearing panel in this matter, provided a synopsis of the panel's findings and the recommendation for dismissal of the charges against Dr. Campo.

Dr. Terranova made a motion seconded by Dr. Hanks to adopt the decision as written. The motion passed unanimously. Dr. O'Neill signed the decision.

Dr. Bridburg and Dr. Terranova extended compliments to the Public Health Hearing Office for an extremely well written decision.

B. Medical School Permit Application – Kitt M. F. Petersen, MD.

Stephen Carragher, Health Program Supervisor, presented a medical school permit application of Kitt M. F. Petersen, MD to allow her to practice solely at the Yale University School of Medicine while conducting clinical research. Peter Hebert, MD, Chief of Staff, Yale University School of Medicine addressed the Board as to Dr. Peterson's proposed activities in diabetes research.

Citing Dr. Petersen's exceptional qualifications, Dr. Bridburg made a motion, seconded by Dr. Goldenberg, to grant Dr. Petersen's application for a permit to practice in a Connecticut medical school. The motion passed unanimously.

V. LEGAL OFFICE BUSINESS

A. Motion for Summary Suspension - Agegnehu Kassa, MD – Petition No. 2006-0323-079-002

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Motion for Summary Suspension in the matter of Agegnehu Kassa, MD. Assistant Attorney General Daniel Shapiro provided counsel to the Board. Dr. Kassa was not present or represented.

Dr. Bridburg made a motion, seconded by Dr. Terranova, to grant the Department's motion to summarily suspend the resident physician permit of Dr. Kassa. The motion passed unanimously.

Dr. O'Neill signed the Summary Suspension Order.

Dr. Bridburg will chair the hearing panel in this matter. Ms. Doremus and Dr. Hanks will be panelists. A hearing will be scheduled for June 27, 2006.

Dr. Manohar arrived at 1:55 p.m.

B. Motion for Summary Suspension - Carl Schiano, D.O. – Petition No. 2005-0218-001-051

David Tilles, Staff Attorney, Department of Public Health presented a Motion for Summary Suspension in the matter of Carl Schiano, D.O. Dr. Schiano was represented by Attorney William Dow. Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board.

Following oral argument by Attorney Tilles and Attorney Dow, Dr. Bridburg made a motion, seconded by Dr. Hanks, to grant the Department's motion to summarily suspend the physician license of Dr. Schiano. The motion passed with all in favor except Mr. Hebb who recused himself from voting. Dr. O'Neill signed the Summary Suspension Order.

Dr. Wolf will chair the hearing panel in this matter. The Board Liaison will coordinate the scheduling of the hearing.

C. Interim Consent Order – Eric Dieffenbach, MD – Petition No. 2006-0517-001-099

Stanley Peck, Chief, Legal Office, Department of Public Health presented an Interim Consent Order in the matter of Eric Dieffenbach, MD. Neither Dr. Dieffenbach nor his attorney was present.

Dr. Bridburg made a motion, seconded by Dr. Fuller, to approve the Interim Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

D. Consent Order – Jason Fedak, PA – Petition No. 2006-0327-023-002

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Jason Fedak, PA. Mr. Fedak was not present or represented.

Dr. Wolf made a motion, seconded by Ms. Stankaitis, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

The Board asked that, in future cases involving improper prescribing of medications, the Consent Order cover sheet include information as to the quantities prescribed and the time period during which such conduct occurred.

Mr. Hebb left the meeting at 2:43 p.m.

E. Consent Order – Dennis Foley, PA – Petition No. 2005-0714-023-005

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Dennis Foley, PA. Mr. Foley was not present or represented. This matter was previously presented to the Board at the December 2005 meeting.

Dr. Bridburg made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

F. Consent Order – Charles Silberman, MD – Petition No. 2005-0628-001-161

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Charles Silberman, MD. Dr. Silberman was present with Attorney Hilary Fisher Nelson.

Dr. Wolf made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

G. Consent Order – Anca Maras, MD – Petition No. 2006-0302-001-041

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Anca Maras, MD. Dr. Maras was not present or represented.

During discussion Dr. O'Neill recommended that, if this individual ever asks to return to the practice of medicine in Connecticut, she should be required to undergo a clinical skills reassessment as part of the Department's approval process.

Dr. Manohar made a motion, seconded by Dr. Wolf, to approve the Consent Order with the recommendation to the Department as suggested by Dr. O'Neill. The motion passed unanimously.

Dr. O'Neill signed the Order.

H. Consent Order – Joseph Brenes, MD – Petition No. 2004-1206-001-280

David Tilles, Staff Attorney, Department of Public Health presented a Consent Order in the matter of Joseph Brenes, MD. Dr. Brenes was present with Attorney Jeffrey McChristian.

Dr. Wolf made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

I. Consent Order – Paul Pevsner, MD – Petition No. 2005-0621-001-158

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Paul Pevsner, MD. Dr. Pevsner was not present or represented.

During discussion Dr. O'Neill recommended that, if this individual ever asks to return to the practice of medicine in Connecticut, he should be required to undergo clinical skills reassessment and/or clinical retraining as part of the Department's approval process.

Dr. Bridburg made a motion, seconded by Dr. Hanks, to approve the Consent Order with the recommendation to the Department as suggested by Dr. O'Neill. The motion passed unanimously.

Dr. O'Neill signed the Order.

VI. ASSIGN HEARING PANEL

A. Steven Herman, MD – Petition No. 2005-1004-001-239

Upon review of the Statement of Charges in this matter, the Board recommended that the Department return this matter to the Board with a Motion for Summary Suspension.

B. Joel Singer, MD – Petition No. 2005-0810-001-178

Dr. Terranova will chair the hearing panel in this matter. The Board Liaison will coordinate scheduling of hearing dates.

VII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:30 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
July 18, 2006

The Connecticut Medical Examining Board held a meeting on Tuesday, July 18, 2006 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Steven Hanks, MD
Pamela A. Nole
Regina Stankaitis
George Terranova, MD

BOARD MEMBERS ABSENT

Robert Fuller, MD
David M. Goldenberg, MD
Harold Hebb
Patricia Loving, PA
Velandy Manohar, MD
C. Steven Wolf, MD

Dr. O'Neill called the meeting to order at 1:30 p.m.

I. MINUTES

The draft minutes of the June 20, 2006 meeting were reviewed. Dr. O'Neill made a motion, seconded by Dr. Terranova to approve the minutes. The motion passed with all in favor except Ms. Nole who abstained.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Monthly tracking of pending cases.
2. Hearing assignments.
3. Quarterly Department of Public Health Investigation Update
4. Federation of State Medical Boards – NewsLine
5. Letter from Donna Brewer, Esq., Department of Public Health, Public Health Hearing Office to Gary Price, MD, Connecticut State Medical Society concerning the penalty guidelines.

III. INFORMATION UPDATES

A. Department of Public Health

None

B. Connecticut State Medical Society

Christie Holmes reported that Mathew Katz is the new Executive Director of the Medical Society. Mr. Katz will come to the August 2006 Board meeting to introduce himself.

IV. NEW BUSINESS

A. Reinstatement Application – Celedonio Asuncion, MD

Stephen Carragher, Health Program Supervisor and Maritsa Morales, Licensing and Applications Analyst, Department of Public Health presented a license reinstatement application of Celedonio Asuncion, MD. Following discussion during which it was suggested that Dr. Asuncion take the SPEX Examination, Dr. Terranova made a motion, seconded by Dr. Bridburg, to recommend approval of Dr. Asuncion's reinstatement application. Dr. Terranova, Dr. Hanks and Dr. Bridburg voted in favor of the motion. Ms. Nole, Ms. Stankaitis and Ms. Doremus voted in opposition to the motion. Dr. O'Neill was recused. The motion failed.

B. Reinstatement Application – Rudolf Bee, MD

Maritsa Morales, Licensing and Applications Analyst, Department of Public Health presented a license reinstatement application of Rudolf Bee, MD.

Dr. Terranova made a motion, seconded by Dr. Bridburg, to recommend approval of Dr. Bee's reinstatement application. The motion passed with all in favor except Dr. O'Neill who was recused.

V. LEGAL OFFICE BUSINESS

A. Motion to Withdraw Statement of Charges based on surrender resident physician permit - Agegnehu Kassa, MD – Petition No. 2006-0323-079-002

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Motion to Withdraw Statement of Charges based on Dr. Kassa's surrender of his resident physician permit. Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board. Dr. Kassa was not present or represented.

Dr. Terranova made a motion, seconded by Dr. Hanks, to grant the Department's motion. The motion passed unanimously. Dr. O'Neill signed the Order withdrawing the Statement of Charges.

B. Motion to Withdraw Statement of Charges subsequent to pre-hearing conference - Daniel Gottschall, MD – Petition No. 2004-0825-001-185

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Motion to Withdraw Statement of Charges subsequent to a pre-hearing conference. Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board. Neither Dr. Gottschall nor his attorney was present.

Dr. Terranova made a motion, seconded by Ms. Doremus, to grant the Department's motion. The motion passed unanimously. Dr. O'Neill signed the Order withdrawing the Statement of Charges.

C. Motion for Summary Suspension - Steven Herman, MD – Petition No. 2005-1004-001-239

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Motion for Summary Suspension in the matter of Steven Herman, MD. Attorney Elliott Pollack was present on behalf of Dr. Herman. Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board. Following oral argument by Attorney Antonetti and Attorney Pollack, Dr. O'Neill made a motion, seconded by Dr. Bridburg to enter executive session to obtain legal advice from the Assistant Attorney General. The motion passed unanimously and the Board entered executive session from 2:25 p.m. until 2:40 p.m.

Following executive session Dr. Bridburg made a motion that based on the documents presented, there exists a threat to public health and safety, which warrants the Summary Suspension of Dr. Herman's license; therefore, the Department's motion to summarily suspend the physician license of Dr. Herman should be granted. Dr. Hanks seconded the motion. The motion passed unanimously. Dr. O'Neill signed the Summary Suspension Order and the Notice of Hearing.

The hearing panel in this matter will be Dr. Terranova, Ms. Doremus and Ms. Nole. The hearing is scheduled for July 31, 2006 at 9:00 a.m.

D. Consent Order – Ian Rubins, MD – Petition No. 2006-0406-001-065

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Ian Rubins, MD. Dr. Rubins was present with Attorney Daniel Ryan.

Dr. O’Neill made a motion, seconded by Ms. Nole, to approve the Consent Order. The motion passed with all in favor except Ms. Stankaitis who was opposed. Dr. O’Neill signed the Order.

E. Consent Order – Suvarna Shah, MD – Petition No. 2004-0517-001-105

David Tilles, Staff Attorney, Department of Public Health presented a Consent Order in the matter of Suvarna Shah, MD. Attorney William Bloss was present on behalf of Dr. Shah.

Dr. Bridburg made a motion, seconded by Ms. Doremus, to reject the proposed Consent Order. The motion passed with Dr. Terranova, Ms. Doremus, Dr. Bridburg and Ms. Stankaitis voting in favor of rejecting the Consent Order. Dr. Hanks, Ms. Nole and Dr. O’Neill were opposed.

F. Consent Order – Carl Schiano, DO – Petition No. 2005-0218-001-051

David Tilles, Staff Attorney, Department of Public Health presented a Consent Order in the matter of Carl Schiano, DO. Dr. Schiano was present with Attorney William Dow.

Dr. Bridburg made a motion, seconded by Dr. Hanks, to approve the Consent Order. The motion passed with all in favor except Dr. Terranova who was opposed. Dr. O’Neill signed the Order.

G. Consent Order – Ivan Cohen, MD – Petition No. 2005-1219-001-299

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Ivan Cohen, MD. Attorney Hilary Fisher Nelson was present on behalf of Dr. Cohen.

Dr. Terranova made a motion, seconded by Dr. Bridburg, to approve the Consent Order. The motion passed unanimously. Dr. O’Neill signed the Order.

VI. TIME EXTENSIONS

Dr. O’Neill moved and Ms. Stankaitis seconded to approve the 120-day extension in the following case: The motion passed unanimously.

Holly Perry, MD –Hearing completed on July 7, 2006. Fact-finding to be scheduled.

VII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:45 p.m.

Respectfully submitted,

Dennis G. O’Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
August 15, 2006**

The Connecticut Medical Examining Board held a meeting on Tuesday, August 15, 2006 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
David M. Goldenberg, MD
Harold Hebb
Patricia Loving, PA
Velandy Manohar, MD
Pamela A. Nole
George Terranova, MD
C. Steven Wolf, MD

BOARD MEMBERS ABSENT

Robert Fuller, MD
Steven Hanks, MD
Regina Stankaitis

Dr. O'Neill called the meeting to order at 1:30 p.m.

Ms. Loving was welcomed to her first meeting as the physician assistant member of the Board.

I. MINUTES

The draft minutes of the July 18, 2006 meeting were reviewed. Dr. O'Neill made a motion, seconded by Dr. Terranova, to approve the minutes. The motion passed with all in favor except Dr. Goldenberg, Mr. Hebb, Ms. Loving, Dr. Manohar and Dr. Wolf who abstained.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Monthly tracking of pending cases.
2. Hearing assignments.
3. American Medical Association article pertaining to physician refresher programs.

III. INFORMATION UPDATES

A. Department of Public Health

Wendy Furniss, Branch Chief, Healthcare Systems reported that comments have been received from members of the disciplinary workgroup concerning Consent Order language and recommendations regarding therapy and the monitoring of probationary requirements.

B. Connecticut State Medical Society

None

IV. NEW BUSINESS

**A. Oral Argument Proposed Memorandum of Decision
David Katz, MD - Petition No. 2004-0109-001-006**

Assistant Attorney General Thomas Ring was present to provide counsel to the Board. Staff Attorney Matthew Antonetti was present for the Department of Public Health. Attorney Garie Mulcahey was present on behalf of Dr. Katz.

The Board heard argument from Attorney Antonetti and Attorney Mulcahey regarding the proposed Memorandum of Decision.

Ms. Nole and hearing panelist Maureen Kunkel, MD provided a synopsis of the hearing panel's findings and recommendation.

Dr. Terranova made a motion, seconded by Dr. Bridburg, to adopt the proposed Memorandum of Decision as written.

The motion passed with all in favor except Mr. Hebb who recused himself.

Dr. O'Neill signed the Order.

V. LEGAL OFFICE BUSINESS

A. Consent Order – William Boden, MD – Petition No. 2005-0318-001-073

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of William Boden, MD. Neither Dr. Boden nor his attorney was present.

Ms. Nole made a motion, seconded by Mr. Hebb, to approve the Consent Order.

Drs. Terranova and Wolf spoke in opposition to the motion stating that respondent's conduct did not rise to the level warranting disciplinary action.

The motion to approve the Consent Order passed with all in favor except Dr. Terranova, Dr. Wolf and Ms. Loving who were opposed. Dr. O'Neill signed the Order.

B. Consent Order – Mohammad Khera, MD – Petition No. 2006-0013-001-105

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Mohammad Khera, MD. Dr. Khera was not present or represented.

Dr. Terranova made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

C. Consent Order – Stanley Foster, III, MD – Petition No. 2005-1108-001-267

David Tilles, Staff Attorney, Department of Public Health presented a Consent Order in the matter of Stanley Foster, III, MD. Attorney Michael Fasano was present on behalf of Dr. Foster.

Dr. Bridburg made a motion, seconded by Dr. Wolf, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

D. Consent Order – Donald Hunt (unlicensed) – Petition No. 2006-0310-000-010

David Tilles, Staff Attorney, Department of Public Health presented a Cease and Desist Consent Order in the matter of Donald Hunt. Mr. Hunt was not present or represented.

Mr. Hebb made a motion, seconded by Dr. Wolf, to approve the Consent Order, which orders

Mr. Hunt to cease and desist from performing laser hair removal. The motion passed unanimously.

Dr. O'Neill signed the Order.

VI. TIME EXTENSIONS

Dr. O'Neill moved and Ms. Stankaitis seconded to approve the 120-day extension in the following cases: The motion passed unanimously.

Christian Ertl, MD - Hearing scheduled for August 28, 2006

Mingzer Tung, MD - Memorandum of Decision being drafted.

VII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:07 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
September 19, 2006**

The Connecticut Medical Examining Board held a meeting on Tuesday, September 19, 2006 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Robert Fuller, MD
David M. Goldenberg, MD
Harold Hebb
Patricia Loving, PA
Velandy Manohar, MD
Regina Stankaitis
George Terranova, MD
C. Steven Wolf, MD

BOARD MEMBERS ABSENT

Steven Hanks, MD
Pamela A. Nole

Dr. O'Neill called the meeting to order at 1:31 p.m.

I. MINUTES

The draft minutes of the August 15, 2006 meeting were reviewed. Dr. Bridburg made a motion, seconded by Dr. Terranova, to approve the minutes. The motion passed with all in favor except Ms. Stankaitis who abstained.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Monthly tracking of pending cases.
2. Hearing assignments.
3. Public Citizen Article regarding felony convictions of physicians.
4. Federation of State Medical Boards (FSMB) – NewsLine June/July issue.
5. FSMB- BoardNet News September 2006
6. FSMB – Committee Nominations Request

III. INFORMATION UPDATES

A. Department of Public Health

Donna Brewer, Section Chief, Public Health Hearing Office reported that a meeting of the Board's disciplinary workgroup is schedule for September 25, 2006

B. Connecticut State Medical Society

Michelle Norbeck provided a reminder that Public Act 06-110, pertaining to supervision requirements for physician assistants, takes effect on October 1, 2006.

Ms. Loving commented that the Connecticut Academy of Physician Assistants has communicated with Connecticut licensed physician assistants concerning the new requirements.

Dr. Fuller arrived at 1:50 p.m.

IV. NEW BUSINESS

A. Department of Public Health Motion to Modify Memorandum of Decision Terrence Horbal, MD - Petition No. 2004-0610-001-130

Stanley Peck, Chief, Legal Office, Department of Public Health presented a motion to modify the May 16, 2006 Memorandum of Decision in the matter of Terrence Horbal. Dr. Horbal was present with Attorney Maureen Dinnan.

The Department requests that the decision be modified to clarify when the probation pursuant to the decision ends. The Department requests an ending date of August 1, 2008. Respondent's position is that the probation should terminate on either January 1, 2007 or May 16, 2007. Argument was heard from Attorney Peck and Attorney Dinnan.

Dr. Manohar arrived during oral argument

Following argument Dr. Bridburg and Dr. Manohar, hearing panelists in this matter, explained that it was the hearing panels intent that there be a probationary period of at least two years beyond the effective date of the Memorandum of Decision.

Dr. Terranova made a motion, seconded by Dr. Wolf, to grant the Department's motion seeking modification of the Memorandum of Decision by specifying a probation termination date of August 1, 2008. The motion passed with all in favor except Dr. Fuller who was opposed and Mr. Hebb and Dr. O'Neill who were recused.

V. LEGAL OFFICE BUSINESS

A. Motion to Withdraw Statement of Charges based on surrender of license Steven Herman, MD – Petition No. 2005-1004-001-239

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Motion to Withdraw Statement of Charges based on Dr. Herman's surrender of his physician license. Neither Dr. Herman nor his Attorney was present.

Dr. Wolf made a motion, seconded by Dr. Bridburg, to grant the Department's motion. The motion passed unanimously. Dr. O'Neill signed the Order withdrawing the Statement of Charges.

B. Modification of Consent Order – Jonathan Greenfield, MD – Petition No. 2000-0110-001-017

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Modification of Consent Order in the matter of Jonathan Greenfield, MD which would terminate the probation of Dr. Greenfield's license effective immediately. Dr. Greenfield was not present or represented.

During discussion the Board expressed some concern that Dr. Greenfield has only actively practiced for three out of the last six years.

Dr. O'Neill made a motion, seconded by Mr. Hebb, to approve the Modification of Consent Order. The motion passed with Mr. Hebb, Ms. Loving, Dr. Bridburg, Dr. Fuller and Dr. O'Neill voting in favor of the motion. Ms. Doremus, Ms. Stankaitis, Dr. Terranova and Dr. Manohar were opposed. Dr. Wolf and Dr. Goldenberg were recused. Dr. O'Neill signed the Order.

C. Consent Order – Robert Grossman, MD – Petition No. 2006-0524-001-102

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Robert Grossman, MD. Dr. Grossman was not present or represented.

Dr. Bridburg made a motion, seconded by Dr. Fuller, to approve the Consent Order. The motion with all in favor except Dr. Terranova who was opposed. Dr. Goldenberg was recused. Dr. O'Neill signed the Order.

D. Consent Order – Frances Howland, MD – Petition No. 2005-0729-001-196

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Consent Order in the matter of Frances Howland, MD. Dr. Howland was present with Attorney Hope Seeley.

Mr. Hebb made a motion, seconded by Dr. Bridburg, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

E. Consent Order – Chiman Patel, MD – Petition No. 2005-0615-001-151

Stanley Peck, Chief, Legal Office, Department of Public Health presented a Consent Order in the matter of Chiman Patel, MD. Dr. Patel was present with Attorney Catherine Nietzel.

Dr. Fuller made a motion, seconded by Ms. Stankaitis, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

VI. ASSIGN HEARING PANEL

Joel Allen, MD – Petition No. 2005-0209-001-049

Dr. Bridburg and Ms. Loving will serve as hearing panelists in this matter. Dr. Bridburg will chair the panel. The Board Liaison will coordinate the scheduling of hearing dates.

VII. TIME EXTENSIONS

Dr. O'Neill moved and Ms. Stankaitis seconded to approve the 120-day extension in the following cases: The motion passed unanimously.

Maryann Albini – Proposed Memorandum of Decision being reviewed by the Assistant Attorney General.

Joanne Mershon – Proposed Memorandum of Decision being reviewed by the Assistant Attorney General.

Charles Jones, MD – Hearing scheduled for September 28, 2006.

Suvarna Shah, MD – Hearing completed September 19, 2006.

VIII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:00 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
October 17, 2006**

The Connecticut Medical Examining Board held a meeting on Tuesday, October 17, 2006 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Robert Fuller, MD
Steven Hanks, MD
Patricia Loving, PA
C. Steven Wolf, MD

BOARD MEMBERS ABSENT

David M. Goldenberg, MD
Harold Hebb
Velandy Manohar, MD
Pamela A. Nole
Regina Stankaitis
George Terranova, MD

Dr. O'Neill called the meeting to order at 1:30 p.m.

I. MINUTES

The draft minutes of the September 19, 2006 meeting were reviewed. Dr. Bridburg made a motion, seconded by Dr. O'Neill, to approve the minutes. The motion passed with all in favor except Dr. Hanks who abstained.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Monthly tracking of pending cases.
2. Hearing assignments.
3. Connecticut State Board of Chiropractic Examiners Notice of Declaratory Ruling pertaining to Manipulation Under Anesthesia.
 1. Dr Fuller made a motion, seconded by Dr. Wolf, that the Board file a request seeking intervenor status in the Declaratory Ruling proceeding. The motion passed with all in favor except Dr. Bridburg who was opposed
4. Letter from the Connecticut Center for Patient Safety. A response will be sent under Dr. O'Neill's signature.
5. FSMB- BoardNet News October 2006
6. Dr. O'Neill announced that he sent a recommendation to the FSMB that Ms. Doremus be appointed to a FSMB committee.
7. Dr. Wolf reported that he and Wendy Furniss, Branch Chief, Department of Public Health have discussed issues involving the dissemination of DPH, Board and/or legislative information to Connecticut licensed physicians. A board newsletter and/or a DPH informational publication will be considered.

III. INFORMATION UPDATES

A. Department of Public Health

Donna Brewer, Section Chief, Public Health Hearing Office reported that a meeting of the Board's disciplinary workgroup was held on September 25, 2006.

B. Connecticut State Medical Society

None

IV. NEW BUSINESS

A. Medical School Permit Application – Toshiharu Shin'oka, MD

Maritsa Morales, Licensing and Applications Analyst, Department of Public Health, presented a medical school permit application of Toshiharu Shin'oka, MD to allow him to practice solely at the Yale University School of Medicine.

Citing Dr. Shin'oka's exceptional qualifications, Dr. Wolf made a motion, seconded by Dr. Bridburg, to grant Dr. Shin'oka's application for a permit to practice in a Connecticut medical school. The motion passed unanimously.

B. Memorandum of Decision Mingzer Tung, MD - Petition No. 2004-0330-001-067

Dr. Fuller, a hearing panelist in this matter, provided a synopsis of the hearing panel's findings and recommendation for dismissal.

Dr. Fuller made a motion, seconded by Dr. Hanks, to adopt the proposed Memorandum of Decision. The motion passed with all in favor except Dr. O'Neill who recused himself.

V. LEGAL OFFICE BUSINESS

A. Thomas Chmielewski, MD – Petition No. 2004-0602-001-117

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Consent Order in the matter of Thomas Chmielewski, MD. Dr. Chmielewski was not present or represented.

Dr. Bridburg made a motion, seconded by Ms. Doremus, to approve the Consent Order. The motion passed with all in favor except Dr. O'Neill who recused himself.

VI. ASSIGN HEARING PANEL

James Yue, MD – Petition No. 2005-0406-001-093

Dr. Wolf, Dr. Fuller and Ms. Doremus will serve as hearing panelists in this matter. Dr. Wolf will chair the panel. The Board Liaison will coordinate the scheduling of hearing dates.

VII. TIME EXTENSIONS

Dr. O'Neill moved and Dr. Fuller seconded to approve 120-day extensions in the following cases: The motion passed unanimously.

Joel Allen, MD – Hearing scheduled for November 21, 2006.

Jeremy August, MD – Hearing scheduled for December 19, 2006.

Bernard Raxlen, MD – Hearing to be scheduled after January 15, 2007.

Joel Singer, MD – Hearing scheduled for November 20, 2006.

VIII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 2:00 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
November 21, 2006**

The Connecticut Medical Examining Board held a meeting on Tuesday, November 21, 2006 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Robert Fuller, MD
David M. Goldenberg, MD
Steven Hanks, MD
Harold Hebb
Patricia Loving, PA
Velandy Manohar, MD
Pamela A. Nole
Regina Stankaitis
George Terranova, MD
C. Steven Wolf, MD

BOARD MEMBERS ABSENT

None

Dr. O'Neill called the meeting to order at 1:31 p.m.

I. MINUTES

The draft minutes of the October 17, 2006 meeting were reviewed. Dr. O'Neill made a motion, seconded by Dr. Bridburg, to approve the minutes. The motion passed with all in favor except Mr. Hebb, Dr. Goldenberg, Ms. Nole and Dr. Manohar who abstained.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Monthly tracking of pending cases.
2. Hearing assignments.
3. Board Liaison Jeffrey Kardys reported that the Connecticut Medical Examining Board has been granted intervenor status in the Connecticut State Board of Chiropractic Examiner's Declaratory Ruling Proceeding pertaining to Manipulation Under Anesthesia. A public hearing is scheduled for January 11, 2007.
4. Sushil Gupta, MD – Dr. O'Neill received a letter from Assistant Attorney General Richard Lynch stating that Dr. Gupta's appeal of his revocation was dismissed by the Superior Court because the appeal was not timely filed. Dr. Gupta has since filed an appeal of the Superior Court decision with the State of Connecticut Appellate Court.

III. INFORMATION UPDATES

A. Department of Public Health

Donna Brewer, Section Chief, Public Health Hearing Office reported that subsequent to a meeting of the Board's disciplinary workgroup, a letter was sent to the Connecticut State Medical Society regarding proposed revisions to the penalty guidelines.

B. Connecticut State Medical Society

Michelle Norbeck reported the following

1. The Medical Society is reviewing the proposed changes to the penalty guidelines.
2. The Medical Society has redesigned its web-site and will be providing regular licensure/regulatory information updates.
3. Christie Holmes has been named Manager of the Physician Health Program.

IV. LEGAL OFFICE BUSINESS

Motion for Summary Suspension

Nancy Charest, M.D. - Petition No. 2006-0815-001-144

Stanley Peck, Section Chief, and Joelle Newton, Staff Attorney, Legal Office, Department of Public Health presented a Motion for Summary Suspension in the matter of Nancy Charest, M.D. Dr. Charest was present with Attorney Mary Alice Moore Leonhardt.

Assistant Attorney General Thomas Ring was present to provide counsel to the Board.

Attorney Leonhardt requested that discussion of this matter be held in executive session because of Dr. Charest's involvement with the Connecticut State Medical Society's Physician Health Program.

Attorney Peck objected to this request citing that a Statement of Charges has been issued and therefore the matter is public. Upon advice from the Assistant Attorney General respondent's request was denied.

Attorney Peck and Attorney Newton presented information in support of the motion for Summary Suspension. Attorney Leonhardt presented argument and information in opposition to the Department's motion.

Dr. Terranova made a motion, seconded by Mr. Hebb, to approve the Department's motion to summarily suspend the physician license of Dr. Charest.

Dr. Manohar offered a suggestion that in lieu of a summary suspension, respondent and the Department agree on an Interim Consent Order in which respondent agrees to refrain from practice, undergo a psychiatric evaluation and provide her prior treatment records to the evaluator.

The Department and respondent were given an opportunity to consider Dr. Manohar's proposal.

V. NEW BUSINESS

Memorandum of Decision Holly Perry, MD – Petition No. 2005-0503-001-116

Assistant Attorney General Ralph Urban was present to provide counsel to the Board. Assistant Principal Attorney Matthew Antonetti was present for the Department of Public Health. Attorneys Elliott Pollack and Christine Collyer were present with Dr. Perry.

The Board heard argument from Attorney Antonetti and Attorney Pollack regarding the proposed Memorandum of Decision as well as a Department's Request for Additional Disciplinary Action and Respondent's Request for Supplementation.

Dr. Goldenberg, Mr. Hebb and hearing panelist Maureen Kunkel, MD provided a synopsis of the hearing panel's findings and recommendation for a civil penalty.

Dr. Terranova made a motion, seconded by Ms. Nole, to adopt the proposed Memorandum of Decision as written.

The motion passed with all in favor except Dr. Manohar and Ms. Doremus who were opposed.

Dr. O'Neill signed the Order.

VI. LEGAL OFFICE BUSINESS

A. Thomas Olsen, MD – Petition No. 2006-0906-001-154

David Tilles, Staff Attorney, Department of Public Health presented a Consent Order in the matter of Thomas Olsen, MD. Neither Dr. Olsen nor his attorney was present.

Dr. Fuller made a motion, seconded by Dr. Bridburg, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

B. Elie Nakouzi (unlicensed)– Petition No. 2005-1031-000-065

Principal Attorney Matthew Antonetti, Department of Public Health presented a Cease and Desist Consent Order in the matter of Elie Nakouzi. Respondent was not present or represented.

Dr. Bridburg made a motion, seconded by Dr. Hanks, to approve the Consent Order. The motion passed with all in favor except Ms. Nole who was recused. Dr. O'Neill signed the Order.

C. Joel Singer, MD – Petition No. 2005-0104-001-005

Staff Attorney David Tilles, Department of Public Health presented a Department motion to withdraw the Statement of Charges in this matter. Dr. Singer was present with Attorney Mary Alice Moore Leonhardt. Attorney Tilles explained that the Department was withdrawing the charges based on the refusal of its expert witness to testify in this matter.

Dr. Goldenberg made a motion, seconded by Dr. Manohar, to deny the Motion to Withdraw Statement of Charges. During discussion Dr. Goldenberg offered to direct the Department to practitioners who would be willing to offer expert review and testimony for the Department. Dr. Terranova spoke in opposition to Board involvement with the recommendation and/or selection of expert witnesses for the Department.

Dr. Hanks made a motion seconded by Ms. Stankaitis to table this matter until the December meeting to allow the Department to reevaluate its position. The motion passed with all in favor except Dr. Bridburg, Dr. Goldenberg, Dr. Fuller and Dr. Terranova who were opposed.

Dr. Goldenberg left the meeting at 3:25 p.m.

D. Carl Schiano, DO – Petition No. 2006-0218-001-051

David Tilles, Staff Attorney, Department of Public Health presented an Amended Consent Order in the matter of Carl Schiano, DO. Dr. Schiano was present with Attorney Anthony Sutton.

Dr. Manohar made a motion, seconded by Dr. Fuller, to approve the Amended Consent Order. The motion passed with all in favor except Dr. Bridburg who abstained and Mr. Hebb who was recused.

Dr. O'Neill signed the Order.

E. Motion for Summary Suspension

Nancy Charest, M.D. - Petition No. 2006-0815-001-144 - continued

Stanley Peck informed the Board that the Department and Respondent have agreed to an Interim Consent Order in which respondent agreed to refrain from the practice of medicine pending a final disposition of this matter before the Board. Attorney Leonhardt indicated that respondent was in agreement with the terms of the Interim Consent Order.

Dr. Terranova withdrew his motion to grant the Summary Suspension. Dr. Bridburg made a motion seconded by Mr. Hebb to approve the Interim Consent Order. The motion passed unanimously. Dr. O'Neill signed the order.

VII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:45 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
December 19, 2006**

The Connecticut Medical Examining Board held a meeting on Tuesday, December 19, 2006 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Richard Bridburg, MD
Anne Doremus
Robert Fuller, MD
David M. Goldenberg, MD
Steven Hanks, MD
Harold Hebb
Patricia Loving, PA
Velandy Manohar, MD
Pamela A. Nole
Regina Stankaitis
C. Steven Wolf, MD

BOARD MEMBERS ABSENT

George Terranova, MD

Dr. O'Neill called the meeting to order at 1:30 p.m.

I. MINUTES

The draft minutes of the November 21, 2006 meeting were reviewed. Dr. Bridburg made a motion, seconded by Dr. Goldenberg, to approve the minutes. The motion passed unanimously.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Monthly tracking of pending cases.
2. Hearing assignments.
3. Federation of State Medical Boards (FSMB) notice of 2007 annual meeting scheduled for May 3-5 in San Francisco, California. Dr. Fuller indicated he is interested in representing the Board at the meeting.
4. Citizen Advocacy Center Third Quarter 2006 newsletter.
5. Connecticut State Board of Chiropractic Examiners Declaratory Ruling Proceeding pertaining to Manipulation Under Anesthesia (MUA) – After discussion of various clinical issues involving the procedure, the consensus of the Board was that MUA should not be included within the scope of chiropractic practice. Dr. O'Neill in consultation with Assistant Attorney General Henry Salton will draft testimony expressing the Board's opinion.

III. INFORMATION UPDATES

A. Department of Public Health

Donna Brewer, Section Chief, Public Health Hearing Office reported that revisions to the penalty guideline language will be forwarded to the Board's disciplinary workgroup in the near future.

B. Connecticut State Medical Society

Michelle Norbeck reported that the Medical Society in conjunction with the Connecticut Orthopedic Society has pre-filed testimony regarding manipulation under anesthesia.

Ms. Norbeck announced that she is retiring and that this would be the last meeting she will attend on behalf of the Medical Society. Dr. O'Neill expressed the Board's thanks for Ms. Norbeck's many years of service to the Medical Society and the Physician Health Program.

IV. NEW BUSINESS

A. An Act Concerning Patient Protection and Health Care Practitioner Security Fund

Stanley Peck, Section Chief, Legal Office, Department of Public Health (DPH) provided an overview of legislation proposed by the DPH which would establish a confidential program for impaired health care practitioners licensed by the department; provide funding for DPH consultants; and provide funding to the DPH for medical record management in situations in which a practitioner has abandoned a practice. Mr. Peck stated that this legislation would result in a \$10.00 surcharge added to annual license renewals with the monies deposited in a designated fund.

Dr. O'Neill stated that at the January 2007 meeting, the Connecticut State Medical Society will make a presentation concerning similar legislation it is proposing for the 2007 legislative session.

B. Memorandum of Decision Suvarna Shah, MD – Petition No. 2004-0517-001-105

Mr. Hebb, a hearing panelist in this matter, provided a synopsis of the hearing panel's findings and recommendation for license revocation.

Dr. Manohar made a motion, seconded by Dr. Bridburg, to adopt the proposed Memorandum of Decision.

The motion passed unanimously. Dr. O'Neill signed the Order.

C. Memorandum of Decision Christian Ertl, MD – Petition No. 2004-1103-001-251

Mr. Hebb, a hearing panelist in this matter, provided a synopsis of the hearing panel's findings and recommendation for dismissal.

Dr. Wolf made a motion, seconded by Dr. Hanks, to adopt the proposed Memorandum of Decision. The motion passed unanimously. Dr. O'Neill signed the Order.

D. Charles Jones, MD - Petition Nos. 2004-0917-001-221

2006-0111-001-010

2006-0401-001-069

2006-0407-001-068

Department of Public Health Motion to Consolidate
Respondent's Objection and Motion for Mistrial

Assistant Attorney General Thomas Ring was present to provide counsel to the Board. Staff Attorney David Tilles was present on behalf of the Department of Public Health. Attorney Elliot Pollack was present on behalf of Dr. Jones.

Oral argument was heard from Attorneys Tilles and Pollack regarding the Department's Motion to Consolidate. Following argument Dr. Fuller and Ms. Doremus, hearing panelists in Petition No. 2004-0917-001-221, expressed their opinions regarding the motion. Dr. Fuller was opposed and Ms. Doremus was in favor of consolidating.

Dr. Fuller made a motion, seconded by Dr. Hanks, to deny the motion to consolidate. The motion failed. Dr. Fuller, Dr. Hanks, Dr. Wolf, Dr. Bridburg and Mr. Hebb voted in favor of denying the motion to consolidate. Dr. O'Neill, Dr. Goldenberg, Ms. Doremus, Ms. Nole Ms. Stankaitis, Ms. Loving and Dr. Manohar were opposed.

Dr. O'Neill made a motion, seconded by Dr. Manohar, to grant the motion to consolidate. The motion passed. Dr. O'Neill, Dr. Goldenberg, Ms. Doremus, Ms. Nole Ms. Stankaitis, Ms. Loving and Dr. Manohar voted in favor of granting the motion to consolidate. Dr. Fuller, Dr. Hanks, Dr. Wolf, Dr. Bridburg and Mr. Hebb were opposed

Oral argument was heard from Attorneys Pollack and Tilles regarding respondent's Motion for Mistrial. It is respondent's claim that the issuance of a new Statement of Charges constitutes an ex-parte communication.

Dr. Fuller made a motion, seconded by Dr. Bridburg, to deny respondent's motion for mistrial. The motion to deny passed unanimously.

V. OLDBUSINESS

Joel Singer, MD – Petition No. 2005-0104-001-005 - DPH Motion to Withdraw Statement of Charges

Assistant Attorney General Thomas Ring was present to provide counsel to the Board.

Attorney Mary Alice Moore Leonhardt was present on behalf of Dr. Singer. Staff Attorney David Tilles was present on behalf of the Department of Public Health. Attorney Tilles explained that the Department has reevaluated its position after contacting a new consultant who is preparing an opinion for the Department. Mr. Tilles stated that based on conversations with the new consultant the Department is prepared to pursue this matter and will amending the current Statement of Charges. Mr. Tilles orally moved to withdraw the Department's Motion to Withdraw Statement of Charges.

Mr. Hebb made a motion, seconded by Dr. Wolf, granting the Department's oral motion withdrawing its Motion to Withdraw Statement of Charges. Mr. Hebb's motion passed unanimously.

Prior to this meeting respondent filed a Motion to Dismiss the Statement of Charges. Argument was heard from Attorneys Leonhardt and Tilles regarding the motion to dismiss. Dr. Wolf made a motion, seconded by Dr. Bridburg, to deny respondent's motion to dismiss. The motion to deny passed with all in favor except Dr. Fuller who abstained.

VI. LEGAL OFFICE BUSINESS

A. Edward. Watson, MD – Petition No. 2005-0505-001-121

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Consent Order in the matter of Edward Watson, MD. Attorney Eugene Cooney was present on behalf of Dr. Watson.

Dr. Hanks made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

VII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:15 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman